

PATENT

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Cynthia Clague *et al.*

Examiner: Maureen Wallenhorst

Serial No.: 10/826,994

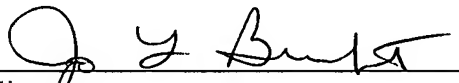
Group Art Unit: 1743

Filing Date: 04/19/2004

Docket No.: P0021018.00US

Title: BLOOD COAGULATION TEST CARTRIDGE, SYSTEM, AND METHOD

**CERTIFICATE OF MAILING UNDER 37 CFR §1.8:** I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this 2nd day of August, 2007.

  
\_\_\_\_\_  
Signature  
Jo L. Brecht  
\_\_\_\_\_  
Printed Name

**PETITION PURSUANT TO 37 C.F.R. §1.78(a)(3) TO ACCEPT AN UNINTENTIONALLY DELAYED CLAIM UNDER 35 U.S.C. §120**

**MS Petition**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

The above-identified application is a continuation-in-part application of co-pending U.S. patent application Serial No. 11/047,026, filed January 31, 2005, which in turn claims the benefit of U.S. patent application Serial No. 60/548,438, filed February 27, 2004. In an Amendment and Response under 37 C.F.R. §1.111 filed herewith, Applicants' respectfully request that the specification of the above-identified application be amended to contain such reference to the prior-filed applications. In addition, Applicants' hereby petition for entry of this unintentionally delayed benefit claim.

Pursuant to M.P.E.P. 201.11(V), this Petition is accompanied by : (A) the reference required by 35 U.S.C. § 120 and 37 C.F.R. § 1.78(a)(2) to the prior application; (B) a surcharge

under 37 C.F.R. § 1.17(t); and (C) a statement that the entire delay between the date the claim was due under 37 C.F.R. § 1.78(a)(2) and the date the claim was filed was unintentional.

The entire delay between the date the priority claim was due under 37 C.F.R. § 1.78(a)(2)(ii) and the date the claim is filed was unintentional.

Please charge the required fee under 37 C.F.R. §1.17(t) to Deposit Account No. 13-2546. Please charge any fee(s) overlooked by this paper or credit any overpayment to Deposit Account No. 13-2546.

Respectfully submitted,

Date: August 2, 2007

By 

Katharine A. Jackson Huebsch, Reg. No. 47,670  
Medtronic, Inc.  
MS LC340

710 Medtronic Parkway  
Minneapolis, MN 55432

Tel. 763.391.9634

Fax. 763.391.9688

email: [katy.j.huebsch@medtronic.com](mailto:katy.j.huebsch@medtronic.com)

Customer No. 27581


**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**  
**TRANSMITTAL**

In re Application of:  
For:  
Serial No.:  
Filed:

Clague *et al.*  
BLOOD COAGULATION TEST CARTRIDGE, SYSTEM, AND METHOD  
10/826,994  
04/19/2004



**CERTIFICATE OF MAILING UNDER 37 CFR § 1.8:** I hereby certify that this **TRANSMITTAL** and the paper(s), as described herein, are being deposited in the U.S. Postal Service, as first class mail, addressed to the MS Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this 26 day of August, 2007.

  
\_\_\_\_\_  
Signature  
Jo L. Brecht  
\_\_\_\_\_  
Printed Name

**MS PETITION**

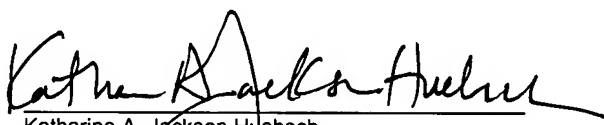
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

We are transmitting herewith the attached:

- ☒ Transmittal (1 page)
- ☒ Petition Pursuant to 37 C.F.R. § 1.78(a)(3) to Accept an Unintentionally Delayed Claim Under 35 U.S.C. § 120 (2 pages)
- ☒ Statement (2 pages)
- ☒ Reference Required by 35 U.S.C. § 120 and 37 C.F.R. § 1.78(a)(2) to the Prior Application (2 pages)
- ☒ Return Postcard
  
- ☒ Please charge the fee of \$1,370.00 for the Petition for a one month extension of time to Deposit Account No. 13-2546.
  
- ☒ Applicant hereby petitions for a 1 month extension of time. If an additional extension of time is required, please consider this petition therefor.
  
- ☐ Applicant believes that no extension of time is required. However, if an extension of time is required, please consider this a petition therefor to provide for the possibility that applicant has inadvertently overlooked the need for an extension of time.
  
- ☒ Please charge any additional fees or credits to Deposit Account No. 13-2546 which may have been overlooked on this Amendment Transmittal with regard to this filing. A duplicate of this transmittal is enclosed.

2 August 2007  
Date

  
\_\_\_\_\_  
Katharine A. Jackson Huebsch  
Reg. No. 47,670  
Medtronic, Inc.  
7611 Northland Drive  
Minneapolis, MN 55428  
Telephone: (763) 391-9634  
Customer No. 27581

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Examiner: Maureen Wallenhorst

Serial No.: 10/826,994


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Signature  
Jo L. Brecht  
\_\_\_\_\_  
Printed Name

**STATEMENT**

**MS Petition**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

This paper accompanies a Petition Pursuant to 37 C.F.R. §1.78(a)(3) to Accept an Unintentionally Delayed Claim under 35 U.S.C. §120 in the above-identified application.

The entire delay between the date the priority claim was due under 37 C.F.R. § 1.78(a)(2)(ii) and the date the claim is filed was unintentional.

STATEMENT

Serial No. 10/826,994

Filing Date: April 19, 2004

Title: BLOOD COAGULATION TEST CARTRIDGE, SYSTEM, AND METHOD

Page 2

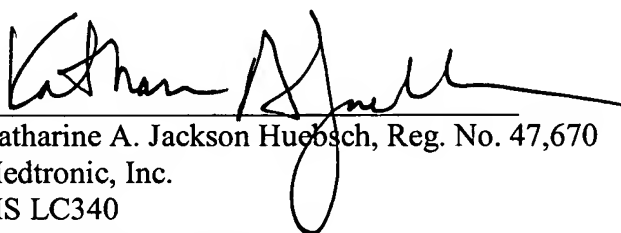
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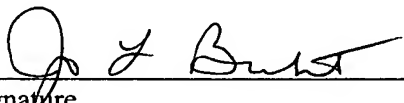
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**REFERENCE REQUIRED BY 35 U.S.C. §120 AND 37 C.F.R. §1.78(a)(2) TO THE PRIOR APPLICATION**

**MS Petition**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

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Tel. 763.391.9634  
Fax. 763.391.9688  
email: [katy.j.huebsch@medtronic.com](mailto:katy.j.huebsch@medtronic.com)  
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